

No. 03-2236

[UNPUBLISHED]

Human Services, Division of Human *
Developmental Disabilities Services, *
 *
Defendants - Appellees. *

Submitted: December 18, 2003

Filed: May 13, 2004

Before MELLOY, MCMILLIAN, and BOWMAN, Circuit Judges.

PER CURIAM.

The District Court¹ granted summary judgment in favor of all defendants on Joann Brewer Wiley's claims under 42 U.S.C. § 1983 and the Arkansas Civil Rights Act for speech retaliation, as well as on her claim under the Family and Medical Leave Act. Wiley appeals only the speech-retaliation portion of the District Court's decision.

Having carefully reviewed de novo the issues raised in this appeal, we hold that the District Court correctly held that no reasonable juror could conclude that Wiley's speech played a substantial role in any adverse employment action taken against her. We also hold that the District Court properly analyzed Wiley's speech-retaliation claim under the test set forth in Mt. Healthy City School District Board of Education v. Doyle, 429 U.S. 274 (1977). Inasmuch as we agree entirely with the District Court's resolution of the case, we need not, and do not, reach the argument of defendants that they were entitled to qualified immunity from suit in this case.

¹The Honorable G. Thomas Eisele, United States District Judge for the Eastern District of Arkansas.

Finding no error of law, we affirm on the basis of the District Court's thorough and well-reasoned order. See 8th Cir. R. 47B.
